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**PROPOSED LEGISLATION**

**EXPLANATORY COMMENT**

**An Act**

To increase the rate of compensation of the Director of Central Intelligence and for other purposes.

**BE IT ENACTED BY THE SENATE AND HOUSE OF REPRESENTATIVES IN CONGRESS ASSEMBLED,**

**Sec. 1. 50 U.S.C. 403(a) is hereby amended by deleting the figure "\$16,000" and substituting in lieu thereof the figure "\$20,000."**

**Increases compensation of DCI which was \$14,000 per National Security Act of 1947 and increased to \$16,000 by Executive Pay Bill of October 15, 1949.**

**Sec. 2. 50 U.S.C. 403(b)(2) is amended by deleting the second sentence thereof and substituting the following:**

**"Any such commissioned officer, while serving in the office of Director, shall receive the pay and allowances authorized by law for the grade of General or equivalent grade. Any such commissioned officer, after having served four years as Director, shall be entitled at his own request and if otherwise qualified, to retirement with the retired pay and allowances authorized by law for the grade of General or equivalent grade."**

**Amends Sec. 102(b)(2) of Nat. Sec. Act of 1947 to give military man serving as DCI straight pay and allowances of a General and eliminate payment of difference between military pay and stated civilian salary.**

**Note: Take home pay on \$20,000 based on one dependent and including deduction for retirement, computed under 1951 tax rates amounts to \$14,178, while that of a General is \$14,566.94. Take home pay on \$16,000 is \$11,468.**

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**Sec. 3. 50 U.S.C. 403(i) is amended by deleting the words "payment of claims pursuant to Title 28;" and substituting the following: "payment of claims pursuant to Chapter 171 of Title 28;"**

**Sec. 4. 50 U.S.C. 403i is hereby repealed.**

**Sec. 5. The Central Intelligence Agency is hereby exempted from the provisions of the "Performance Rating Act of 1950," (64 Stat. 1098).**

**Sec. 6. 50 U.S.C. 403e(3)(A) is amended to read as follows:**

**"Grant leave of absence to such officers and employees without regard to any other leave provided by law, for use in the United States, its territories or possessions, at a rate equivalent to one week for each four months' of service outside the several States and the District of Columbia. Such leave may be accumulated for future use without regard to Sec. 203(c) of the 'Annual and Sick Leave Act of 1951' (65 Stat. 680) but such leave which is unused shall not be made the basis for any terminal leave or lump sum payment: PROVIDED, That Sec. 203(d) of the 'Annual and Sick Leave Act of 1951' (65 Stat. 680) shall not apply to such officers and employees assigned to permanent-duty stations outside the several States and District of Columbia."**

CONBIBU...

**corrects printing error in CIA Act of 1949, Sec. 10(a)(1) which omits reference to chapter.**

**Repeals Sec. 9 of CIA Act which provides for three positions in professional or scientific field with ceiling of \$15,000. No longer necessary since we have authority to appoint super grades as necessary.**

**Because of security reasons it is impossible to comply with the review and inspection provisions of that Act. The Civil Service Commission has indicated that it will give its support in this matter.**

**The new subsection will permit accumulation of "home leave" for people on foreign duty. It embodies provisions which have been granted to Foreign Service personnel.**

**Subsection 203(d) provides for a 90 day accumulation of leave for personnel overseas except for Foreign Service personnel. The proposed language would bring CIA in line with Foreign Service.**

Sec. 7. 50 U.S.C. 403 is further amended by the addition of a new subparagraph to read as follows:

**"(g) Deputy Directors; appointment and compensation**

(1) There shall be a Deputy Director of Central Intelligence who shall be appointed by the President by and with the advice and consent of the Senate and who shall receive compensation at the rate of \$17,500 a year. The Deputy Director of Central Intelligence shall perform such duties and exercise such powers as shall be prescribed by the Director of Central Intelligence or by law and shall act for, and exercise the powers of, the Director during his absence or disability.

"(2) In addition to the Deputy Director of Central Intelligence, the Director of Central Intelligence is authorized to appoint three Deputy Directors, each of whom shall receive compensation at the rate of \$16,000 a year and who shall perform such duties as the Director may prescribe."

**"(h) General Counsel; appointment and compensation**

(1) The Director of Central Intelligence is authorized to appoint a General Counsel who shall have the right to appear and be heard and if appropriate, to intervene, in any court proceeding affecting personnel of the Central Intelligence Agency or any matter coming within the statutory jurisdiction of the Central Intelligence Agency: Provided, That this right shall not operate to give the General Counsel or the Central Intelligence Agency any police, subpoena or law-enforcement powers or internal security functions. The General Counsel shall receive compensation at the rate of \$15,000 per year.

Amends Executive Pay Bill of October 15, 1949, establishing statutory salary and position of D/DCI, and provides for three additional Deputy Director statutory positions and salaries.

For security reasons and with particular reference to the identity of the DD/P provision for appointment by the President with advice and consent of the Senate is omitted.

Gives General Counsel statutory position and right to appear in court where necessary. Emphasizes that jurisdiction of CIA is not being extended.

(2) In addition, the Director may authorize the procurement of legal services whenever such services are required for the protection of the interests of the Government or to enable an officer or employee of the Service to carry on his work efficiently. "

Provides for hiring of outside counsel where necessary.

Sec. 8. Such military and naval commissioned officer personnel as may be appointed, ordered, or detailed to serve with the Central Intelligence Agency may be employed by their respective services in addition to the number otherwise authorized and appropriated for.

Exempts from numerical limitation of so-called "Davis amendment" and authorizes Department of Defense to pay for those additional officers assigned to CIA.

Sec. 9. 50 U.S.C. 403f. (f) is amended by deleting the words "not more than fifteen".

This will eliminate the numerical limitation of fifteen upon the number of those officers for whom there must be special statutory authority in order for them to be employed by the Government. The amendment will now in effect authorize CIA to employ an unlimited number of officers who have been retired for other than physical disability.

Sec. 10. All laws or part of laws inconsistent with this Act are hereby repealed to the extent of such inconsistency.

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